

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

FILED  
02 MAY 30 PM 4:37  
TOLSON, CLIFF  
[Signature]

RICHARD SUTHERLAND; CLIFF  
WOODWORTH; JOE & DONNA HANES;  
CARL J. TOLSON & XIAOSHAN GUO;  
ROGER DEAN; BETTY CALLEN; ROBERT  
STEPHENS; TERRENCE P. KANE;  
WILLIAM & NANCY PECHE; HARVEY  
BRASWELL; DARRELL CROW; FRED  
CHAPPLE; JAMES RICERCATO; RON  
TROMBO; TERI NAGLE and DONNA J.  
MILLER

Plaintiffs

vs.

ALLEN PETTY, JR., A/K/A AL PETTY;  
SABRINA WEI; INDEPENDENCE 2000  
AMERICA, INC. D/B/A TELECOM 2000  
NETWORK; TELECOM 2000 TOTAL  
COMMUNICATIONS NETWORK;  
AL PETTY, TRUSTEE OF TYLER  
TRANSIT TRUST; FACE TO FACE  
MINISTRIES; and THE CHURCH OF  
JESUS CHRIST'S DISCIPLES, A/K/A  
CHRISTIAN DISCIPLES INTERNATIONAL

Defendants

CIVIL ACTION NO. 2:02CV98-TJW

JURY DEMAND

**TEMPORARY RESTRAINING ORDER**

Plaintiffs Richard Sutherland, Cliff Woodworth, Joe & Donna Hanes, Carl J. Tolson & Xiaoshan Guo, Roger Dean, Betty Callen, Robert Stephens, Terrence P. Kane, William & Nancy Peché, Harvey Braswell, Darrell Crow, Fred Chapple, James Ricercato, Ron Trombo, Teri Nagle and Donna J. Miller (hereafter collectively referred to as "Plaintiffs") filed their Original Complaint and

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Application for Temporary Restraining Order and Preliminary Injunction. Upon review of Plaintiffs' Original Complaint and Application for Temporary Restraining Order and Preliminary Injunction and all exhibits attached thereto, this Court finds as follows:

It clearly appears from the facts set forth in Plaintiffs' Original Complaint and Application for Temporary Restraining Order and Preliminary Injunction and the accompanying exhibits that Plaintiffs are entitled to a Temporary Restraining Order. The Plaintiffs have demonstrated a substantial likelihood of success on the merits. Plaintiffs have proved that the harm that will result if no temporary restraining order is issued is irreparable in that Plaintiffs seek to enjoin and restrain the transfer or disposition of cash. Such funds are highly mobile and may be transferred outside the jurisdiction of this Court or outside this country. Furthermore, Plaintiffs' proof includes instances of such transfers of money from this jurisdiction to other jurisdictions, including possible offshore or overseas accounts. Further, the Temporary Restraining Order should be granted ex parte because Plaintiffs have shown that notice to the Defendants would allow Defendants to further transfer such funds sought to be enjoined.

THEREFORE, it is hereby ORDERED, ADJUDGED and DECREED that Defendants and any of their employees, agents, or any other person acting at their direction, are enjoined from spending, selling, transferring, assigning, encumbering or otherwise attempting or completing any action that would affect or diminish the marketability or value of property or assets of the Defendants. In addition, Defendants are prohibited and enjoined from selling, transferring, assigning, encumbering or otherwise disposing of property, money, or assets, or attempting to do so, held in or by the following:

1. ~~Checking account number 1421255, in the name of Independence 2000 America, Inc. d/b/a Telecom 2000 Network at Southside Bank, Tyler, Texas;~~ JN
2. ~~Checking account number 1422294, in the name of Face to Face Ministries, at Southside Bank, Tyler, Texas;~~ JN
3. ~~Checking account number 1421646, in the name of The Church of Jesus Christ's Disciples, an unincorporated church, a/k/a Christian Disciples International, at Southside Bank, Tyler, Texas;~~ JN
4. ~~Checking account number 1406175, in the name of Allen Petty, Jr. d/b/a Telecom 2000 Network, at Southside Bank, Tyler, Texas;~~ JN
5. ~~Any funds held in the name of any Defendant, or their employees, agents, or any other person acting at their direction, held by X-Change Reciprocal Services, L.L.C.;~~ JN
6. ~~Any funds held in the name of any Defendant, or their employees, agents, or any other person acting at their direction, held by Evocash;~~ JN
7. Any funds held in the name of any Defendant, or their employees, agents, or any other person acting at their direction, held by U.S. Bank in Portland, Oregon;
8. Any cashier's checks, money orders and cash in the possession or under the control of the Defendants, any or all of which was obtained from investors in Telecom 2000.

IT IS FURTHER ORDERED that Plaintiffs' Application for Preliminary Injunction be heard on June 3 2002, at 10 o'clock ~~A~~.m., in the courtroom of Judge T. John Ward, Room 306, United States District Court for the Eastern District of Texas,, and that Defendants appear therein.


This Order expires on June 8, 2002 *if the hearing is not held in accordance with this Order.*

The Clerk of the above entitled court shall forthwith, on the filing by Plaintiffs of the bond hereafter required, and on approving the same according to the law, issue a Temporary Restraining Order in conformity with the law and terms of this Order.

The Plaintiffs are ~~not~~ required to file a bond or cash in lieu thereof in connection with the

issuance of this Temporary Restraining Order *in the amount of*  
*\$15,000.00 conditioned as required by law*

Signed this 29<sup>th</sup> day of May, 2002 at 3:54 o'clock P.m.

  
JUDGE PRESIDING